



U.S. Department of Justice

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EVENT: Superseding Indictment

Defendant: Carl Marlinga

FORMER MACOMB COUNTY PROSECUTOR RE-INDICTED

Former Macomb County Prosecutor Carl Marlinga was indicted today by a federal grand jury in Detroit on charges of bribery, mail and wire fraud, false statements to the Federal Election Commission, and violations of federal campaign finance laws.

The indictment contains six counts, which allege that Mr. Marlinga improperly used his position as Prosecuting Attorney to influence the Michigan Supreme Court when it reversed the 1991 criminal conviction of Jeffrey Moldowan, who had been convicted in Macomb County of kidnapping, criminal sexual conduct, and assault with intent to murder. The indictment charges that he did so in return for campaign contributions and fund-raising efforts for his 2001/2002 campaign for election to the United States Congress. The superseding indictment also charges that Mr. Marlinga exploited his position as Prosecuting Attorney in another criminal case in return for campaign contributions and fund-raising efforts, and that some of the contributions were disguised to hide the identity of the actual contributor.

The case was investigated by the Federal Bureau of Investigation and the Michigan State Police.

An indictment is only a charge and is not evidence of guilt. A defendant is entitled to a fair trial in which it will be the government's burden to prove guilt beyond a reasonable doubt.

Mr. Marlinga was originally indicted in April 2004. The new indictment was necessitated by a ruling of the court earlier this year.